IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

WEDNESDAY, THE 7TH MARCH 2007 / 16TH PHALGUNA 1928

Crl.Rev.Pet.No. 140 of 2007()

CC.1650/2002 of ADDL.CHIEF JUDICIAL MAGISTRATE, ERNAKULAM

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REVN. PETITIONER: COMPLAINANT

M/S.STERLING CHEMICAL,
39/6681, 1ST FLOOR, ALAPPATT CROSS ROAD,
RAVIPURAM, COCHIN-682 015,
REPRESENTED BY ITS PARTNER,
SHRI.K.P. SATISH.

BY ADV. SRI.JOY THATTIL

RESPONDENTS: ACCUSED & STATE

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1. STATE OF KERALA, REPRESENTED BY
   PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
   ERNAKULAM.

2. MR.V.C. BABU, PROPRIETOR,
   M/S.SCREEN AGENCIES, VETTIPARAMBIL (H)
   N.K. SREEDHARAN ROAD, PACHALAM, COCHIN-12.

BY PUBLIC PROSECUTOR SRI.C.M.KAMMAPPU

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION ON 07/03/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.R.UDAYABHANU, J

CRL.R.P.No.140 of 2007

Dated this the 7th day of March, 2007

ORDER

The revision petitioner is the complainant in the proceedings initiated under section 138 of the Negotiable Instruments Act. The complaint was dismissed vide Section 204(4) of Code of Criminal Procedure. It is submitted that he was laid up and hence could not take steps in time.

2. In the circumstances, the order of the court below is set aside. The court below is directed to permit the petitioner to further pursue the matter. Revision petitioner shall appear before the Addl. Chief Judicial Magistrate's Court, Ernakulam on 30.3.2007.

The criminal revision petition is disposed of as above.

K.R.UDAYABHANU,
JUDGE

csl